

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

**IN RE: VALSARTAN, LOSARTAN,
AND IRBESARTAN PRODUCTS
LIABILITY LITIGATION**

This Document Relates to All Actions

MDL No. 2875

Honorable Robert B. Kugler,
District Court Judge

**Stipulation Regarding the Disposition and Retention of Certain Valsartan API
Samples Held by Defendant Zhejiang Huahai Pharmaceutical Co., Ltd.**

WHEREAS, defendant Zhejiang Huahai Pharmaceutical Co., Ltd. (“Defendant” or “ZHP”) represents that it is currently in possession of approximately 52 metric tons of U.S.-DMF valsartan API that was either returned by customers or never distributed in connection with the U.S. recall of certain valsartan products in 2018 (“Valsartan API Recall Samples”), as well as samples of U.S.-DMF valsartan API that were originally retained by ZHP in the ordinary course of business (“Valsartan API Retention Samples,” and collectively, “Valsartan API Samples”);

WHEREAS, ZHP represents that the Valsartan API Samples correspond to 134 unique batches of API, a list of which ZHP has provided to plaintiffs in the above-captioned litigation (“Plaintiffs”) and which is attached hereto as Exhibit 1;

WHEREAS, ZHP represents that the Valsartan API Recall Samples are presently stored in 20-kg. drums of varying contents;

WHEREAS, ZHP and Plaintiffs (the “Parties”) have agreed to the disposition and retention of certain portions of the Valsartan API Samples as set forth in this stipulation (the “Stipulation”).

IT IS HEREBY AGREED THAT:

1. This Stipulation applies only to the Valsartan API Samples and does not reflect an agreement between the Parties as to any other valsartan API or finished dose product held by ZHP or a third party at ZHP’s direction.
2. Disposing of certain portions of the Valsartan API Samples pursuant to this Stipulation and otherwise complying with this Stipulation do not constitute spoliation of evidence.

3. As to the Valsartan API Recall Samples, ZHP will retain a drum with the most contents for each of the 134 unique batches. ZHP will dispose of all other drums pertaining to the Valsartan API Recall Samples.
4. As to the Valsartan API Retention Samples, ZHP will retain all samples for each of the 134 unique batches.
5. ZHP's retention of the Valsartan API Samples pursuant to paragraphs 3 and 4 above will result in the retention of at least 120 grams of each of the 134 unique batches.



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Prinston Pharmaceutical Inc., and
Solco Healthcare U.S., LLC*

Exhibit 1

Inventory of Valsartan API Samples Held by ZHP¹**Exhibit 1**

Batch Number	Date of Manufacture	Manufacturing Process
C5069-15-041MMM	4/30/2015	TEA Process
C5069-15-050M	5/27/2015	TEA Process
C5069-15-051M	5/30/2015	TEA Process
C5069-15-052M	6/2/2015	TEA Process
C5069-15-053M	6/5/2015	TEA Process
D5191-16-084M	6/23/2016	Zinc Chloride Process
D5191-16-108M2	7/5/2016	Zinc Chloride Process
D5191-16-111MM	7/8/2016	Zinc Chloride Process
D5191-16-128M	7/16/2016	Zinc Chloride Process
D5191-16-131M2M	7/18/2016	Zinc Chloride Process
D5191-16-149	7/28/2016	Zinc Chloride Process
D5191-16-174M	8/14/2016	Zinc Chloride Process
D5191-16-191M	8/23/2016	Zinc Chloride Process
D5191-16-192M	8/23/2016	Zinc Chloride Process
C5523-17-155M	3/8/2017	Zinc Chloride Process
C5523-17-165M	3/11/2017	Zinc Chloride Process
C5355-17-073	3/28/2017	Zinc Chloride Process
C5523-17-430M	6/25/2017	Zinc Chloride Process
C5523-17-449M	7/12/2017	Zinc Chloride Process
C5523-17-453M	7/13/2017	Zinc Chloride Process
C5523-17-459M	7/13/2017	Zinc Chloride Process
C5523-17-463M	7/14/2017	Zinc Chloride Process
C5523-17-464M	7/14/2017	Zinc Chloride Process
C5523-17-468M	7/14/2017	Zinc Chloride Process
C5523-17-462	7/18/2017	Zinc Chloride Process
C5523-17-472M	7/20/2017	Zinc Chloride Process
C5523-17-473M	7/20/2017	Zinc Chloride Process
C5523-17-474M	7/20/2017	Zinc Chloride Process
D5191-17-026M4	7/26/2017	Zinc Chloride Process
C5523-17-523M	8/12/2017	Zinc Chloride Process
D5191-17-044MM	8/13/2017	Zinc Chloride Process
D5191-17-048M	8/16/2017	Zinc Chloride Process
C5523-17-546M	8/18/2017	Zinc Chloride Process
C5523-17-549	8/19/2017	Zinc Chloride Process
C5523-17-632M	10/2/2017	Zinc Chloride Process
C5523-17-637M	10/3/2017	Zinc Chloride Process
C5523-17-638M	10/3/2017	Zinc Chloride Process
C5523-17-640M	10/4/2017	Zinc Chloride Process
C5523-17-641M	10/4/2017	Zinc Chloride Process
C5523-17-642M	10/5/2017	Zinc Chloride Process
C5523-17-643M	10/5/2017	Zinc Chloride Process
C5523-17-644M	10/5/2017	Zinc Chloride Process
C5523-17-651M	10/7/2017	Zinc Chloride Process
C5355-18-023M	1/7/2018	Zinc Chloride Process
C5355-18-005M	1/8/2018	Zinc Chloride Process
C5355-18-006M	1/9/2018	Zinc Chloride Process

Inventory of Valsartan API Samples Held by ZHP¹**Exhibit 1**

Batch Number	Date of Manufacture	Manufacturing Process
C5355-18-021M	1/19/2018	Zinc Chloride Process
C5355-18-022M	1/19/2018	Zinc Chloride Process
C5355-18-024M	1/21/2018	Zinc Chloride Process
C5355-18-044M	2/3/2018	Zinc Chloride Process
D5191-18-027M	3/1/2018	Zinc Chloride Process
D5191-18-028M	3/2/2018	Zinc Chloride Process
C5355-18-067	3/3/2018	Zinc Chloride Process
C5355-18-068	3/3/2018	Zinc Chloride Process
D5191-18-029M	3/3/2018	Zinc Chloride Process
C5355-18-069	3/4/2018	Zinc Chloride Process
C5355-18-098M	3/24/2018	Zinc Chloride Process
C5355-18-099M	3/25/2018	Zinc Chloride Process
D5191-18-048	4/1/2018	Zinc Chloride Process
C5523-18-173	4/3/2018	Zinc Chloride Process
C5523-18-174	4/3/2018	Zinc Chloride Process
D5191-18-052	4/4/2018	Zinc Chloride Process
C5523-18-190	4/8/2018	Zinc Chloride Process
C5523-18-191	4/9/2018	Zinc Chloride Process
C5523-18-192	4/9/2018	Zinc Chloride Process
C5523-18-193	4/9/2018	Zinc Chloride Process
C5523-18-195	4/10/2018	Zinc Chloride Process
D5191-18-062M1	4/10/2018	Zinc Chloride Process
C5523-18-198	4/11/2018	Zinc Chloride Process
C5523-18-199	4/11/2018	Zinc Chloride Process
D5191-18-064M1M	4/11/2018	Zinc Chloride Process
D5191-18-066	4/12/2018	Zinc Chloride Process
D5191-18-068	4/13/2018	Zinc Chloride Process
D5191-18-070	4/14/2018	Zinc Chloride Process
C5355-18-130	4/15/2018	Zinc Chloride Process
D5191-18-072	4/15/2018	Zinc Chloride Process
C5355-18-131	4/16/2018	Zinc Chloride Process
C5355-18-132	4/16/2018	Zinc Chloride Process
C5523-18-206	4/16/2018	Zinc Chloride Process
C5523-18-207	4/16/2018	Zinc Chloride Process
C5355-18-133	4/17/2018	Zinc Chloride Process
C5355-18-134	4/18/2018	Zinc Chloride Process
C5355-18-135	4/18/2018	Zinc Chloride Process
C5355-18-138	4/20/2018	Zinc Chloride Process
C5355-18-139	4/21/2018	Zinc Chloride Process
C5355-18-140	4/22/2018	Zinc Chloride Process
C5355-18-141	4/22/2018	Zinc Chloride Process
C5355-18-142	4/23/2018	Zinc Chloride Process
D5191-18-092M1	4/25/2018	Zinc Chloride Process
D5191-18-101M1	4/29/2018	Zinc Chloride Process
C5355-18-156	5/2/2018	Zinc Chloride Process
D5191-18-106	5/2/2018	Zinc Chloride Process

Inventory of Valsartan API Samples Held by ZHP¹**Exhibit 1**

Batch Number	Date of Manufacture	Manufacturing Process
D5191-18-107	5/2/2018	Zinc Chloride Process
C5355-18-157	5/3/2018	Zinc Chloride Process
C5355-18-158	5/4/2018	Zinc Chloride Process
C5355-18-159	5/4/2018	Zinc Chloride Process
D5191-18-109	5/4/2018	Zinc Chloride Process
D5191-18-110	5/4/2018	Zinc Chloride Process
C5355-18-160	5/5/2018	Zinc Chloride Process
C5355-18-161	5/6/2018	Zinc Chloride Process
C5355-18-163	5/7/2018	Zinc Chloride Process
C5355-18-164	5/8/2018	Zinc Chloride Process
C5355-18-165	5/8/2018	Zinc Chloride Process
C5355-18-166	5/9/2018	Zinc Chloride Process
C5355-18-167	5/10/2018	Zinc Chloride Process
C5355-18-168	5/10/2018	Zinc Chloride Process
C5523-18-308	5/17/2018	Zinc Chloride Process
C5523-18-309	5/17/2018	Zinc Chloride Process
C5523-18-316	5/22/2018	Zinc Chloride Process
C5523-18-317	5/23/2018	Zinc Chloride Process
C5355-18-193	5/27/2018	Zinc Chloride Process
D5191-18-147	5/27/2018	Zinc Chloride Process
C5355-18-194	5/28/2018	Zinc Chloride Process
C5355-18-195M	5/28/2018	Zinc Chloride Process
C5355-18-196M	5/29/2018	Zinc Chloride Process
C5355-18-197M	5/30/2018	Zinc Chloride Process
C5355-18-198M	5/30/2018	Zinc Chloride Process
C5355-18-199M	5/31/2018	Zinc Chloride Process
C5523-18-340	5/31/2018	Zinc Chloride Process
C5355-18-200M	6/1/2018	Zinc Chloride Process
C5355-18-201	6/1/2018	Zinc Chloride Process
C5523-18-341	6/1/2018	Zinc Chloride Process
C5523-18-342	6/1/2018	Zinc Chloride Process
C5523-18-343	6/1/2018	Zinc Chloride Process
C5355-18-202	6/3/2018	Zinc Chloride Process
C5355-18-203	6/4/2018	Zinc Chloride Process
C5355-18-204	6/4/2018	Zinc Chloride Process
C5355-18-205	6/5/2018	Zinc Chloride Process
C5523-18-362	6/8/2018	Zinc Chloride Process
C5523-18-363	6/9/2018	Zinc Chloride Process
C5523-18-364	6/9/2018	Zinc Chloride Process
C5523-18-365	6/9/2018	Zinc Chloride Process
C5523-18-378	6/12/2018	Zinc Chloride Process
C5523-18-379	6/13/2018	Zinc Chloride Process

¹ Terms used herein have the same definitions as provided in the Stipulation.